IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: STAMM et al

Application No.: Not Yet Assigned

Filed: September 22, 2003

For: Capsules Containing Fenofibrate Compositions

Docket No: 107664.115US11

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicants bring to the attention of the Examiner the documents listed on the attached PTO-1449 Form.

The submission of this Information Disclosure Statement does not represent that a search has been made and does not constitute an admission that the listed documents are material to patentability or that the listed documents are prior art.

Pursuant to 37 CFR § 1.98(d), the documents listed on the attached PTO-1449 Form are not being submitted herewith since they were previously submitted by Applicants and/or cited by the PTO in one or more of the pending applications and/or issued patents to which the present application claims priority. This Information Disclosure Statement is being submitted with the application. Accordingly, no fee is due.

Applicants respectfully request that the Examiner initial and return a copy of the enclosed PTO-1449 Form with the next communication from the Patent Office.

Edward D. Grieff

Registration No. 38,89

Respectfully submitted,

Date: September 22, 2003 HALE AND DORR LLP

1455 Pennsylvania Avenue, NW

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Substitute for form 1449A/PTO

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Application Number		_		
Filing Date				
First Named Inventor	Stamm			
Group Art Unit				
Examiner Name				
Attorney Docket Number	107664.115			

				U.S. PATENT DOCU	MENTS	
Examiner Initials*	Cite No.1	U.S. Patent	Kind Code	→ Name of Patentee or Applicant	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	_	6,180,13		Engh et al	01-30-2001	
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		5,776,49	95	Duclos et al	07-07-1998	
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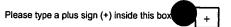
FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. ¹	Foreign Patent Document Office ³ Number ⁴ Kind Code ⁵ (if known)			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T6
		EP	0 256 933		Ethypharm	02-24-1998		
		EP	0 330 532		Fournier	08-30-1989		
		ΕP	0 519 144		Ilsan Ilac	12-23-1992		
		EP	0 793 958		Bernhard et al	09-10-1997	-	\top
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		WO	98/31361		Fournier	07-23-1998		
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Unique citation designation number.
 See attached Kinds of U.S. Patent Documents.
 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).
 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.
 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible.
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				Application Number		_
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	(use as many sl	heets	as necessary)	Examiner Name		
Sheet	2	of	2	Attorney Docket Number	107664.115	

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), publisher, city and/or country where	date, page(s), volume-issue number(s).	
		Temeljotov et al, Acta Pharm., 46:131-	136 (1996).	
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